IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 11066 of 2002

For Approval and Signature:

HON'BLE MR.JUSTICE K.S.JHAVERI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

BHAVNABEN GOPALJI MAKAWANA

Versus

STATE OF GUJARAT

Appearance:

1. Special Civil Application No. 11066 of 2002

MR BIPIN P JASANI for Petitioner No. 1

MS FALGUNI PATEL AGP for Respondent No. 1

MR AD OZA for Respondent No. 2

DS AFF.NOT FILED (R) for Respondent No. 3

RULE SERVED BY DS for Respondent No. 3

CORAM : HON'BLE MR.JUSTICE K.S.JHAVERI

Date of decision: 08/12/2004

ORAL JUDGEMENT

1. The petitioner herein has preferred this petition in order to challenge the action of the respondent School authorities restraining her from continuing further studies in Standard XII in Vocational Stream on the basis of Government Resolution dated 11/07/2002 issued by the Education Department for changing the Stream.

2. By order dated 30/10/2002, this Court (Coram : Jayant Patel, J.) had directed the school authorities to allow the petitioner to continue her studies and also to undertake necessary formalities for re-admitting the petitioner, in order to ensure that the study of the petitioner was not affected. Pursuant to the above order, the petitioner was re-admitted to the school and her result was also declared. Hence, nothing now remains to be done in the matter.

3. In above view of the matter, Rule is made absolute in terms of the ad-interim relief granted by this Court. Direct service permitted.

(K. S. Jhaveri, J.)

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